Case 16:07 COUR 20052-DDD-JPM Document 55 Filed 06/11/07 Page 1 of 1 PageID #: 136

AONE CE(RED 3186) EON HAR Setention Pending Trial

		JUN 1 1 2007 UNITED	STATES DIST	RICT COURT
	ROB	BERTH. SHELL CLERK Western	District of _	Louisiana
	٠, ١	UNITED STATES OF AMERICA		
		v .	/ / ORI	DER OF DETENTION PENDING TRIAL
				mber: 2:07CR20052-01
		Defendant	1030 m	11001. 2.07 CR20032-01
det	In a	accordance with the Bail Reform Act, 18 U.S.Con of the defendant pending trial in this case.	C. § 3142(f), a detention hearing	g has been held. I conclude that the following facts require the
			Part I—Findings of F	
	(1)	or local offense that would have been a feder a crime of violence as defined in 18 U.S an offense for which the maximum senter an offense for which a maximum term of an offense for which a maximum term of an offense for which a maximum term of the sentence.	ral offense if a circumstance giv i.C. § 3156(a)(4). ence is life imprisonment or dea	ring rise to federal jurisdiction had existed that is th.
				*
		§ 3142(f)(1)(A)-(C), or comparable state The offense described in finding (1) was con A period of not more than five years has elar for the offense described in finding (1).	e or local offenses. nmitted while the defendant was psed since the date of con- puttable presumption that no cor	wo or more prior federal offenses described in 18 U.S.C. s on release pending trial for a federal, state or local offense. viction release of the defendant from imprisonment addition or combination of conditions will reasonably assure the endant has not rebutted this presumption.
			Alternative Findings (A	
X	(1)		efendant has committed an offer	nse
		X for which a maximum term of imprisonr	nent of ten years or more is pres	scribed in 21 U.S.C. § 801 et seq.
	(2)	X under 18 U.S.C. § 924(c). The defendant has not rebutted the presumpti the appearance of the defendant as required a		no condition or combination of conditions will reasonably assure
			Alternative Findings (B)
	(1) (2)	There is a serious risk that the defendant will There is a serious risk that the defendant will		person or the community.
			· <u></u>	
		Part II—	Written Statement of Reas	ons for Detention
	I fin	nd that the credible testimony and information		
	ance	of the evidence that	-	_ 11
no (comb	bination of conditions, short of detention, will	reasonably assure the defendan	t's appearance as required and the safety of others. This
con	clusie	ion is based primarily on the following: (1) the	nature of the charges, the circu	imstances surrounding the charges and the potential penalties;
(2)	deter	endant's record including a probation revocation	n, multiple failure to appear ch	arges, & multiple felony convictions,
(3)	the w	weight of the evidence; (4) the fact of the presu	impuon noted above even ii coi	asidered to have been redutted by production;
				· · · · · · · · · · · · · · · · · · ·
reas Gov	he ex sonab vernn	e defendant is committed to the custody of the Alextent practicable, from persons awaiting or se ble opportunity for private consultation with c	erving sentences or being held: defense counsel. On order of a	d representative for confinement in a corrections facility separate, in custody pending appeal. The defendant shall be afforded a court of the United States or on request of an attorney for the it to the United States marshal for the purpose of an appearance
		Date	1/6.4/	Signature of Judicial Officer
				zo P. Wilson, U.S. Magistrate Judge
				ame and Title of Judicial Officer

^{*}Insert as applicable: (a) Controlled Substances Act (21 U.S.C. § 801 et seq.); (b) Controlled Substances Import and Export Act (21 U.S.C. § 951 et seq.); or (c) Section 1 of Act of Sept. 15, 1980 (21 U.S.C. § 955a).